

REMARKS

Claims 1-8 are pending in the application. Claims 1-2 and 4-8 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Publication No. 2002/0065108 to Tsukamoto ("Tsukamoto") in view of U.S. Patent No. 6,976,217 to Vertaschitsch et al. ("Vertaschitsch"). Claim 3 is rejected under Tsukamoto in view of Vertaschitsch and further in view of U.S. Patent No. 5,974,334 to Jones, Jr. ("Jones"). The Applicants respectfully traverse and request reconsideration of these rejections.

First, the Applicants thank the Examiner for withdrawing the rejections to claims 1-8 in view of the Applicants' arguments filed on November 9, 2006.

The Office Action rejects independent claims 1, 2, 7, and 8 under 35 U.S.C. § 103(a) as unpatentable over Tsukamoto in view of Vertaschitsch. All the dependent claims ultimately depend from these independent claims. Each of the independent claims recite the following limitations: "extracting prescribed hardware information from hardware information of said portable information processing terminal by an information processor of said portable information processing terminal." The Office Action alleges that Figs. 1 and 7 and paragraph 49 of Tsukamoto disclose extracting prescribed hardware information, citing to the telephone book storage area used to store a telephone book including a communication party's name associated with his or her telephone number. With all due respect, the Applicants disagree.

As explained in paragraph 48 of Tsukamoto, the memory section uses as a storage medium such semiconductor memory as a ROM or RAM for storing the control program of the control section, ID data of one's own machine necessary for authentication, various kinds of control data, and various kinds of set data and

comprises a telephone book storage area, call origination history storage area, call reception history storage area, mail transmission history storage area, and mail arrival history storage area. None of this information, including the telephone book storage area, is prescribed hardware information as recited in the independent claims. Indeed, none of the data located in the memory section of Tsukamoto, including a communication party's name, their telephone number, the call origination flag or call reception flag, their electronic mail address, or a mail transmission flag or mail arrival flag, teaches or suggests "prescribed hardware information from hardware information of said portable information processing terminal," as recited in independent claims 1, 2, 7 and 8.

Information about a communication party's name or their telephone number, or the history of when they called or when they emailed, or whether they have been registered in the telephone book, all as disclosed by Tsukamoto is not related to the hardware information of said portable information processing terminal. Accordingly, Tsukamoto does not teach or suggest all of the limitations in each of independent claims 1, 2, 7, and 8. Nothing in Vertaschitsch cures the deficiency of Tsukamoto as applied to the independent claims. Accordingly, Applicants urge that dependent claims 2, and 4-5 are also in condition for allowance.

Claim 3 has been rejected under 35 U.S.C. § 103(a) as being unpatentable over Tsukamoto in view of Vertaschitsch and further in view of Jones. However, nothing in Vertaschitsch or Jones cures the deficiency of Tsukamoto as applied to independent claim 1 from which claim 3 depends. Accordingly, Applicants urge that all the claims are in condition for allowance and urges reconsideration and withdrawal of the rejections thereto.

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In view of the above amendment, applicant believes the pending application is in condition for allowance.

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Respectfully submitted,

By /Brian M. McGuire/

Brian M. McGuire

Registration No.: 55,445

DICKSTEIN SHAPIRO LLP

1177 Avenue of the Americas

41st Floor

New York, New York 10036-2714

(212) 277-6500

Attorney for Applicant